

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

JASON E. MACKEY,

Petitioner,

v.

WARDEN, ROSS CORRECTIONAL
INSTITUTION,

Respondent.

Case No. 2:15-cv-00405
JUDGE MARBLEY
Magistrate Judge King

ORDER

On June 7, 2016, the United States Magistrate Judge recommended that the petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254, *Petition* (ECF No. 3), be denied as procedurally defaulted and that this action be dismissed. *Report and Recommendation* (ECF No. 11). Although the parties were advised of their right to object to the recommendation, and of the consequences of their failure to do so, there has been no objection.

The *Report and Recommendation* (ECF No. 11) is **ADOPTED AND AFFIRMED**. The *Petition* (ECF No. 3) is **DENIED** as procedurally defaulted and this action is hereby **DISMISSED**.

The Clerk is **DIRECTED** to enter **FINAL JUDGMENT**.

/s/Algenon L. Marbley

Algenon L. Marbley
United States District Judge

DATED: June 30, 2016